

most of their earnings back into their farms and had only a small amount of liquid savings; and

Whereas, Employees suffer when they lose their jobs because many small and medium-sized businesses are liquidated to pay death taxes and because many high capital costs depress the number of new businesses that could offer them a job; and

Whereas, If the estate tax had been repealed in 1996, over the next nine years the United States economy would have averaged as much as \$11 billion per year in extra output, and an average of 145,000 additional new jobs would have been created; and

Whereas, Having during 2000 passed the United States House of Representatives by a vote of 279-36, and having passed the United States Senate by a vote of 59-39, elimination of the death tax has wide bipartisan support; now, therefore, be it

*Resolved by the General Assembly of the State of New Jersey*

1. The General Assembly of the State of New Jersey memorializes the Congress of the United States to enact legislation, currently pending in Congress, which eliminates the federal estate tax into law.

2. Duly authenticated copies of this resolution, signed by the Speaker of the General Assembly and attested by the Clerk thereof, shall be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, the majority and minority leaders of the United States Senate and the United States House of Representatives, and each member of Congress elected from the State of New Jersey.

#### STATEMENT

This resolution memorializes Congress to enact the repeal of the federal estate tax or "death tax."

POM-106. A resolution adopted by the Legislature of the State of Missouri relative to the St. Joseph community; to the Committee on Agriculture, Nutrition, and Forestry.

#### RESOLUTION

Whereas, Agramarke Quality Grains, Inc., a Missouri cooperative association, will provide economic development for the St. Joseph area; and

Whereas, the United States Department of Agriculture emphasizes the importance of guiding agriculture toward value-added opportunities; and

Whereas, agricultural producers will own 100% of the facility, provide over 110 jobs in the area, and realize between three and five millions dollars per year in profits and premiums; and

Whereas, the facility purchase price is far below the price of new construction and will provide a new purpose for the Quaker Oats facility which has been in existence since 1926; and

Whereas, the United States Department of Agriculture provides many beneficial programs which will be crucial to the success of the projects; and

Whereas, without the assistance of the United States Department of Agriculture programs, this young company may never develop; and

Whereas, the United States Department of Agriculture maintains a community population requirement of 50,000 for use of rural development economic incentive programs; and

Whereas, the city of St. Joseph remains not far above the threshold with a population of approximately 75,000; Now therefore, be it

*Resolved*, that the members of the House of Representatives of the Ninety-first General Assembly, First Regular Session, the Senate

concurring therein, hereby urge the United States Department of Agriculture to grant a waiver for Agramarke Quality Grains, Inc., for development in St. Joseph, Missouri, to allow Agramarke to qualify for rural development economic incentive programs; and be it further

*Resolved*, that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the President of the United States Senate, the Speaker of the United States House of Representatives, Secretary Ann M. Veneman of the United States Department of Agriculture and each member of the Missouri congressional delegation.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. BIDEN:

S. 1013. A bill to amend title 38, United States Code, to provide for the payment to States of plot allowances for certain veterans eligible for burial in a national cemetery who are buried in cemeteries of such States; to the Committee on Veterans' Affairs.

By Mr. BUNNING (for himself and Mr. HARKIN):

S. 1014. A bill to amend the Social Security Act to enhance privacy protections for individuals, to prevent fraudulent misuse of the Social Security account number, and for other purposes; to the Committee on Finance.

By Mr. LEVIN (for himself, Ms. STABENOW, and Mr. DURBIN):

S. 1015. A bill to require the Secretary of Transportation to issue regulations to address safety concerns and to minimize delays for motorists at railroad grade crossings; to the Committee on Commerce, Science, and Transportation.

By Mr. BINGAMAN (for himself, Mr. LUGAR, Mr. MCCAIN, Mr. CORZINE, and Mrs. LINCOLN):

S. 1016. A bill to amend titles XIX and XXI of the Social Security Act to improve the health benefits coverage of infants and children under the medicaid and State children's health insurance program, and for other purposes; to the Committee on Finance.

By Mr. DODD (for himself, Mr. CHAFEE, Mr. LEAHY, Mr. LUGAR, Mr. ROBERTS, Mr. BAUCUS, Mr. LEVIN, Mrs. BOXER, Mr. JEFFORDS, Mr. KENNEDY, Mr. AKAKA, Mr. WELLSTONE, Mr. DORGAN, Mr. BINGAMAN, Mr. DURBIN, and Mr. HAGEL):

S. 1017. A bill to provide the people of Cuba with access to food and medicines from the United States, to ease restrictions on travel to Cuba, to provide scholarships for certain Cuban nationals, and for other purposes; to the Committee on Foreign Relations.

By Mr. LEVIN (for himself, Ms. SNOWE, Mrs. MURRAY, Mr. SCHUMER, Ms. STABENOW, and Ms. CANTWELL):

S. 1018. A bill to provide market loss assistance for apple producers; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. FEINSTEIN:

S. 1019. A bill to provide for monitoring of aircraft air quality, to require air carriers to produce certain mechanical and maintenance records, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. HARKIN (for himself, Mr. CRAIG, Mr. BINGAMAN, Mrs. MURRAY,

Mr. FEINGOLD, Mr. KOHL, and Mr. LEAHY):

S. 1020. A bill to amend title XVIII of the Social Security Act to improve the provision of items and services provided to medicare beneficiaries residing in rural areas; to the Committee on Finance.

By Mr. LUGAR (for himself, Mr. BIDEN, Mr. CHAFEE, Mr. CRAIG, Mr. KERRY, Mr. LEAHY, Mr. LIEBERMAN, Mr. MURKOWSKI, Mr. REED, and Mr. ROBERTS):

S. 1021. A bill to reauthorize the Tropical Forest Conservation Act of 1998 through fiscal year 2004; to the Committee on Foreign Relations.

By Mr. WARNER:

S. 1022. A bill to amend the Internal Revenue Code of 1986 to allow Federal civilian and military retirees to pay health insurance premiums on a pretax basis and to allow a deduction for TRICARE supplemental premiums; to the Committee on Finance.

By Ms. SNOWE (for herself and Ms. COLLINS):

S. 1023. A bill to modify the land conveyance authority with respect to the Naval Computer and Telecommunications Station, Cutler, Maine; to the Committee on Armed Services.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. REID (for himself, Mr. EDWARDS, Mrs. MURRAY, and Mr. CLELAND):

S. Res. 109. A resolution designating the second Sunday in the month of December as "National Children's Memorial Day" and the last Friday in the month of April as "Children's Memorial Flag Day"; to the Committee on the Judiciary.

#### ADDITIONAL COSPONSORS

S. 37

At the request of Mr. LUGAR, the name of the Senator from Massachusetts (Mr. KERRY) was added as a cosponsor of S. 37, a bill to amend the Internal Revenue Code of 1986 to provide for a charitable deduction for contributions of food inventory.

S. 128

At the request of Mr. JOHNSON, the name of the Senator from Kansas (Mr. BROWNBACK) was added as a cosponsor of S. 128, a bill to amend the Federal Deposit Insurance Act to require periodic cost of living adjustments to the maximum amount of deposit insurance available under that Act, and for other purposes.

S. 281

At the request of Mr. NELSON of Florida, his name was added as a cosponsor of S. 281, a bill to authorize the design and construction of a temporary education center at the Vietnam Veterans Memorial.

S. 283

At the request of Mr. MCCAIN, the names of the Senator from California (Mrs. BOXER) and the Senator from Vermont (Mr. LEAHY) were added as cosponsors of S. 283, a bill to amend the Public Health Service Act, the Employee Retirement Income Security

Act of 1974, and the Internal Revenue code of 1986 to protect consumers in managed care plans and other health coverage.

S. 291

At the request of Mr. THOMPSON, the name of the Senator from Nevada (Mr. REID) was added as a cosponsor of S. 291, a bill to amend the Internal Revenue Code of 1986 to allow a deduction for State and local sales taxes in lieu of State and local income taxes and to allow the State and local income tax deduction against the alternative minimum tax.

S. 318

At the request of Mr. DASCHLE, the name of the Senator from Nevada (Mr. REID) was added as a cosponsor of S. 318, a bill to prohibit discrimination on the basis of genetic information with respect to health insurance.

S. 367

At the request of Mrs. BOXER, the name of the Senator from Missouri (Mrs. CARNAHAN) was added as a cosponsor of S. 367, a bill to prohibit the application of certain restrictive eligibility requirements to foreign non-governmental organizations with respect to the provision of assistance under part I of the Foreign Assistance Act of 1961.

S. 375

At the request of Mr. KENNEDY, the name of the Senator from Connecticut (Mr. DODD) was added as a cosponsor of S. 375, a bill to provide assistance to East Timor to facilitate the transition of East Timor to an independent nation, and for other purposes.

S. 434

At the request of Mr. DASCHLE, the name of the Senator from Nebraska (Mr. NELSON) was added as a cosponsor of S. 434, a bill to provide equitable compensation to the Yankton Sioux Tribe of South Dakota and the Santee Sioux Tribe of Nebraska for the loss of value of certain lands.

S. 500

At the request of Mr. BURNS, the name of the Senator from Kansas (Mr. BROWNBACK) was added as a cosponsor of S. 500, a bill to amend the Communications Act of 1934 in order to require the Federal Communications Commission to fulfill the sufficient universal service support requirements for high cost areas, and for other purposes.

S. 582

At the request of Mr. GRAHAM, the name of the Senator from New Jersey (Mr. CORZINE) was added as a cosponsor of S. 582, a bill to amend titles XIX and XXI of the Social Security Act to provide States with the option to cover certain legal immigrants under the medicaid and State children's health insurance program.

S. 613

At the request of Mr. FITZGERALD, the name of the Senator from Nebraska (Mr. HAGEL) was added as a cosponsor of S. 613, a bill to amend the Internal Revenue Code of 1986 to enhance the

use of the small ethanol producer credit.

S. 638

At the request of Mr. DOMENICI, the name of the Senator from Mississippi (Mr. COCHRAN) was added as a cosponsor of S. 638, a bill to amend the Internal Revenue Code of 1986 to provide the same capital gains treatment for art and collectibles as for other investment property and to provide that a deduction equal to fair market value shall be allowed for charitable contributions of literary, musical, artistic, or scholarly compositions created by the donor.

S. 697

At the request of Mr. HATCH, the name of the Senator from Kentucky (Mr. MCCONNELL) was added as a cosponsor of S. 697, a bill to modernize the financing of the railroad retirement system and to provide enhanced benefits to employees and beneficiaries.

S. 718

At the request of Mr. MCCAIN, the name of the Senator from Arkansas (Mr. HUTCHINSON) was added as a cosponsor of S. 718, a bill to direct the National Institute of Standards and Technology to establish a program to support research and training in methods of detecting the use of performance-enhancing drugs by athletes, and for other purposes.

S. 742

At the request of Mr. GRASSLEY, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 742, a bill to provide for pension reform, and for other purposes.

S. 783

At the request of Mr. LEAHY, the name of the Senator from Massachusetts (Mr. KERRY) was added as a cosponsor of S. 783, a bill to enhance the rights of victims in the criminal justice system, and for other purposes.

S. 839

At the request of Mrs. HUTCHISON, the name of the Senator from Minnesota (Mr. WELLSTONE) was added as a cosponsor of S. 839, a bill to amend title XVIII of the Social Security Act to increase the amount of payment for inpatient hospital services under the medicare program and to freeze the reduction in payments to hospitals for indirect costs of medical education.

S. 847

At the request of Mr. DAYTON, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 847, a bill to impose tariff-rate quotas on certain casein and milk protein concentrates.

S. 862

At the request of Mrs. FEINSTEIN, the name of the Senator from Washington (Ms. CANTWELL) was added as a cosponsor of S. 862, a bill to amend the Immigration and Nationality Act to authorize appropriations for fiscal years 2002 through 2006 to carry out the State Criminal Alien Assistance Program.

S. 880

At the request of Mr. DEWINE, the name of the Senator from New York (Mr. SCHUMER) was added as a cosponsor of S. 880, a bill to amend title XVIII of the Social Security Act to provide adequate coverage for immunosuppressive drugs furnished to beneficiaries under the medicare program that have received an organ transplant, and for other purposes.

S. 885

At the request of Mr. HUTCHINSON, the name of the Senator from Minnesota (Mr. WELLSTONE) was added as a cosponsor of S. 885, a bill to amend title XVIII of the Social Security Act to provide for national standardized payment amounts for inpatient hospital services furnished under the medicare program.

S. 887

At the request of Mr. WELLSTONE, the names of the Senator from Massachusetts (Mr. KENNEDY) and the Senator from California (Mrs. BOXER) were added as cosponsors of S. 887, a bill to amend the Torture Victims Relief Act of 1986 to authorize appropriations to provide assistance for domestic centers and programs for the treatment of victims of torture.

S. 952

At the request of Mr. KENNEDY, the name of the Senator from Maryland (Mr. SARBANES) was added as a cosponsor of S. 952, a bill to provide collective bargaining rights for public safety officers employed by States or their political subdivisions.

S. 984

At the request of Mr. ENZI, the name of the Senator from Montana (Mr. BURNS) was added as a cosponsor of S. 984, a bill to improve the Veterans Beneficiary Travel Program of the Department of Veterans Affairs.

S. 987

At the request of Mr. TORRICELLI, the name of the Senator from California (Mrs. FEINSTEIN) was added as a cosponsor of S. 987, a bill to amend title XIX of the Social Security Act to permit States the option to provide medicaid coverage for low-income individuals infected with HIV.

S. 991

At the request of Mr. COCHRAN, his name was added as a cosponsor of S. 991, a bill to authorize the President to award a gold medal on behalf of the Congress to Andrew Jackson Higgins (posthumously), and to the D-day Museum in recognition of the contributions of Higgins Industries and the more than 30,000 employees of Higgins Industries to the Nation and to world peace during World War II.

S. 992

At the request of Mr. CONRAD, the name of the Senator from New York (Mr. SCHUMER) was added as a cosponsor of S. 992, a bill to amend the Internal Revenue Code of 1986 to repeal the provision taxing policy holder dividends of mutual life insurance companies and to repeal the policyholders surplus account provisions.

S. 999

At the request of Mr. BINGAMAN, the name of the Senator from North Dakota (Mr. DORGAN) was added as a cosponsor of S. 999, a bill to amend title 10, United States Code, to provide for a Korea Defense Service Medal to be issued to members of the Armed Forces who participated in operations in Korea after the end of the Korean War.

S. RES. 16

At the request of Mr. THURMOND, the names of the Senator from New Mexico (Mr. DOMENICI), the Senator from Illinois (Mr. DURBIN), and the Senator from Arkansas (Mrs. LINCOLN) were added as cosponsors of S. Res. 16, a resolution designating August 16, 2001, as "National Airborne Day."

S. RES. 71

At the request of Mr. HARKIN, the names of the Senator from Connecticut (Mr. LIEBERMAN), the Senator from Massachusetts (Mr. KENNEDY), and the Senator from Massachusetts (Mr. KERRY) were added as cosponsors of S. Res. 71, a resolution expressing the sense of the Senate regarding the need to preserve six day mail delivery.

S. CON. RES. 28

At the request of Ms. SNOWE, the name of the Senator from California (Mrs. BOXER) was added as a cosponsor of S. Con. Res. 28, a concurrent resolution calling for a United States effort to end restrictions on the freedoms and human rights of the enclaved people in the occupied area of Cyprus.

S. CON. RES. 43

At the request of Mr. LEVIN, the name of the Senator from Nevada (Mr. REID) was added as a cosponsor of S. Con. Res. 43, a concurrent resolution expressing the sense of the Senate regarding the Republic of Korea's ongoing practice of limiting United States motor vehicles access to its domestic market.

AMENDMENT NO. 461

At the request of Mr. ENZI, his name was added as a cosponsor of amendment No. 461.

At the request of Mr. BAUCUS, his name was added as a cosponsor of amendment No. 461, *supra*.

AMENDMENT NO. 518

At the request of Ms. LANDRIEU, her name was added as a cosponsor of amendment No. 518.

At the request of Mr. ENSIGN, his name was added as a cosponsor of amendment No. 518, *supra*.

At the request of Mr. BREAUX, his name was added as a cosponsor of amendment No. 518, *supra*.

AMENDMENT NO. 630

At the request of Mr. ENZI, his name was added as a cosponsor of amendment No. 630.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. BUNNING (for himself and Mr. HARKIN):

S. 1014. A bill to amend the Social Security Act to enhance privacy protec-

tions for individuals, to prevent fraudulent misuse of the Social Security account number, and for other purposes; to the Committee on Finance.

Mr. BUNNING. Mr. President, I rise today to re-introduce legislation that is designed to protect the privacy of all Americans from identity theft caused by theft or abuse of an individual's Social Security number, SSN.

Identity theft is the fastest growing financial crime in the Nation, affecting an estimated 500,000 to 700,000 people annually. Allegations of fraudulent Social Security number use for identity theft increased from 62,000 in 1999 to over 90,000 in 2000—this is a 50 percent increase in just one year.

It's no wonder why, in Wall Street Journal poll last year, respondents ranked privacy as their number one concern in the 21st century, ahead of wars, terrorism, and environmental disasters.

All too often, the first clue someone has that their identity has been stolen comes when retail stores, banks, or credit card companies send letters wanting payment on bad checks or overdue bills that the individual hadn't written or knew nothing about.

More than 75 percent of the time identity theft cases that take place are "true name" fraud. That is when someone uses your social security number to open new accounts in your name. The common criminal can apply for credit cards, buy a car, obtain personal, business, auto, or real estate loans, do just about anything in your name and you may not even know about it for months or even years. Across the country there are people who can tell you about losing their life savings or having their credit history damaged, simply because someone had obtained their Social Security number and fraudulently assumed their identity.

This bill prohibits the sale of Social Security numbers by the private sector, Federal, State and local government agencies. This bill strengthens existing criminal penalties for enforcement of Social Security number violations to include those by government employees. It amends the Fair Credit Reporting Act to include Social Security number as part of the information protected under the law, enhances law enforcement authority of the Office of Inspector General, and allows Federal courts to order defendants to make restitution to the Social Security trust funds.

This bill would also prohibit the display of Social Security numbers on drivers licenses, motor vehicles registration, and other related identification records, like the official Senate ID Card.

This new legislation reflects a small number of fair and appropriate modifications, including the following: Since the Federal Trade Commission does not have jurisdiction over financial institutions, our bill would now authorize the U.S. Attorney General to

issue regulations restricting the sale and purchase of Social Security numbers in the private sector; similar to our provisions affecting the public sector, we make explicit our intent that the prohibition of sale, purchase, or display of Social Security numbers in the private sector would not apply if Social Security numbers are needed to enforce child support obligations; to help prevent other individuals from suffering the same tragic fate as Amy Boyer, we include a new provision that prohibits a person from obtaining or using another person's Social Security number in order to locate that individual with the intent to physically injure or harm the individual or use their identity for an illegal purpose; and we have clarified the provision that would prohibit businesses from denying services to individuals an exception for those businesses that are required by Federal law to submit the individual's Social Security number to the Federal Government.

I think that it is high time that we get back to the original purpose of the social security number. Social Security numbers were designed to be used to track workers and their earnings so that their benefits could be accurately calculated when a worker retires—nothing else.

I urge my colleagues to cosponsor this very important piece of legislation.

By Mr. LEVIN (for himself, Ms. STABENOW, and Mr. DURBIN):

S. 1015. A bill to require the Secretary of Transportation to issue regulations to address safety concerns and to minimize delays for motorists at railroad grade crossings; to the Committee on Commerce, Science, and Transportation.

Mr. LEVIN. Mr. President, today I am pleased to introduce the Railroad Crossing Delay Reduction Act with Senator STABENOW and Senator DURBIN. This legislation requires the Secretary of Transportation to issue regulations within one year to address the safety concerns that arise when trains block traffic at railroad crossings.

Sixteen States and many more municipalities have passed statutes and ordinances limiting the amount of time a train is allowed to stop at and thus block a railroad grade crossing. There are specific safety reasons for limiting the time roadways can be blocked by trains. However, the U.S. District Court for the Eastern District of Michigan struck down a Michigan statute regulating the length of time that a train may block a roadway, opening up the safety issues that my bill will address. The ordinance in question prohibited trains from obstructing free passage of any street for longer than five minutes in order to minimize safety problems within communities.

The court concluded that the ordinance was preempted by the Federal Railway Safety Act, FRSA. Unfortunately, there is no Federal regulation